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2298 DRIFTWOOD TIDE TRUST

8 UNITED STATES DISTRICT COURT
9 DISTRICT OF NEVADA

10 ***

11 THE BANK OF NEW YORK MELON fka)
THE BANK OF NEW YORK AS TRUSTEE)
12 FOR THE CERTIFICATEHOLDERS OF)
CWALT, INC., ALTERNATIVE LOAN)
13 TRUST 2005-58, MORTGAGE PASS-)
THROUGH CERTIFICATES, SERIES 2005-)
14 58, a New York corporation,)
15 Plaintiff,)
16 vs.)
17 ESTATE OF WILLIAM BARRETT; an)
individual; 2298 DRIFTWOOD TIDE TRUST,)
18 a Nevada trust; DOES I-X, inclusive; and ROE)
CORPORATIONS I-X, inclusive,)
19 Defendants.)
20

Case No. 2:17-cv-01809-MMD-BNW

21 **STIPULATION AND ORDER TO EXTEND TIME TO (1) REPLY TO**
22 **OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND**
(2) RESPOND TO COUNTERMOTION TO AMEND COMPLAINT
23 **(Second Request)**

24 COMES NOW Plaintiff, THE BANK OF NEW YORK MELLON (“BONY”), and
25 Defendant, 2298 DRIFTWOOD TIDE TRUST (“*Driftwood Trust*”), by and through their
26 undersigned counsel, and hereby stipulate and agree as follows:

- 27 1. On July 19, 2019, Driftwood Trust filed a Motion to Dismiss or, Alternatively,
28 Motion for Summary Judgment herein. [ECF #19, 20].

- 1 2. On August 16, 2019, BONY filed an Opposition to said Motions, together with a
2 Counter-motion to Amend its Complaint. [ECF #29, 30].
- 3 3. August 22, 2019, the parties submitted a stipulation to extend the deadlining for
4 Driftwood Trust to file its Reply to BONY's Opposition and Response to the
5 Counter-motion to Amend Complaint until September 16, 2019. [ECF #31]. Said
6 Stipulation was approved on the same date. [ECF #32].
- 7 4. Counsel for Driftwood Trust has requested an additional extension of time in
8 which to file its Reply and Response as a result of numerous other pending work
9 and personal obligations, including appellate briefs, motion practice in other
10 cases and various other matters.
- 11 5. Driftwood Trust shall be granted an additional extension of time in which to file
12 its Reply to BONY's Opposition and Response to the Counter-motion to Amend
13 Complaint until and including September 26, 2019.
- 14 6. This Stipulation is made in good faith and not for purpose of delay.

15 Dated this 16th day of September, 2019.

16 ROGER P. CROTEAU &
17 ASSOCIATES, LTD.

AKERMAN, LLP

18 /s/ Timothy E. Rhoda
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26 Bank of New York Mellon

27 IT IS SO ORDERED.

28 By: 
 Judge, U.S. District Court

 Dated: September 16, 2019

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